

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Commerce and Consumer Affairs, to which was referred Senate Bill No. 411, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, delete lines 1 through 17.
- 2 Delete page 2.
- 3 Page 3, delete lines 1 through 23.
- 4 Page 3, line 34, delete "or an agent of the commission".
- 5 Page 3, line 38, delete "Any report, audit, examination, analysis, or".
- 6 Page 3, delete lines 39 through 42.
- 7 Page 4, delete lines 1 through 6.
- 8 Page 4, line 18, reset in roman "Except as otherwise provided in this
- 9 chapter,".
- 10 Page 4, line 18, after "no" insert "a".
- 11 Page 4, line 18, reset in roman "member or".
- 12 Page 4, line 18, delete "A".
- 13 Page 4, line 19, delete "commissioner, an administrative law judge,
- 14 a staff".
- 15 Page 4, line 20, delete ", or an agent of the commission".
- 16 Page 4, line 20, reset in roman "make findings".
- 17 Page 4, line 21, reset in roman "of fact and conclusions of law in".
- 18 Page 4, line 21, reset in roman "evidentiary".
- 19 Page 4, line 22, delete ", ".
- 20 Page 4, line 23, before "law," reset in roman "or".
- 21 Page 4, line 23, delete ", or policy".

- 1 Page 4, line 24, reset in roman "except on notice and with
2 opportunity for all".
- 3 Page 4, line 25, reset in roman "parties to participate".
- 4 Page 4, line 25, delete "unless the party agrees to report the".
- 5 Page 4, delete lines 26 through 42, begin a new paragraph and
6 insert:
- 7 **"(f) In addition to the instances described in IC 5-14-1.5-6.1(b),**
8 **the commission may hold executive sessions to deliberate on a**
9 **proposed order if all of the following are satisfied:**
- 10 **(1) All evidence on the matter has been received by the**
11 **commission.**
- 12 **(2) The deliberations are preparatory to taking final action on**
13 **an order subject to judicial review.**
- 14 **(3) Only the following are permitted to participate in the**
15 **executive session:**
- 16 **(A) Commission members.**
- 17 **(B) Commission employees who are formally assigned to**
18 **advise or assist in preparing the order, including the**
19 **commission's technical staff and attorneys.**
- 20 **IC 5-14-1.5-5, IC 5-14-1.5-6.1, and IC 5-14-1.5-7 apply to an**
21 **executive session held under this subsection."**
- 22 Page 5, delete lines 1 through 5.
- 23 Page 5, line 6, delete "(f)" and insert "(g)".
- 24 Page 5, line 6, reset in roman "commits a Class C infraction."
- 25 Page 5, delete lines 7 through 30.
- 26 Renumber all SECTIONS consecutively.
(Reference is to SB 411 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 5, Nays 2.

Senator Server, Chairperson